

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

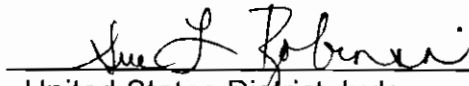
|                        |   |                     |
|------------------------|---|---------------------|
| CONNECTICUT BANK OF    | ) |                     |
| COMMERCE,              | ) |                     |
|                        | ) |                     |
| Plaintiff,             | ) |                     |
|                        | ) |                     |
| v.                     | ) | Civ. No. 05-762-SLR |
|                        | ) |                     |
| REPUBLIC OF CONGO,     | ) |                     |
|                        | ) |                     |
| Defendant,             | ) |                     |
|                        | ) |                     |
| CMS NOMEKO CONGO INC., | ) |                     |
|                        | ) |                     |
| Garnishee.             | ) |                     |

**ORDER**

At Wilmington this 27th day of September, 2007, having reviewed the docket and the procedural posture of the above referenced garnishment action;

IT IS ORDERED that the cross motions for judgment on the pleadings (D.I. 90, 96) are denied as moot, in light of plaintiff's notice of voluntary dismissal (D.I. 102), which notice is based on settlement of the underlying litigation between plaintiff and judgment defendant (D.I. 103).

IT IS FURTHER ORDERED, however, that the court retains jurisdiction to determine the motion for attorney fees and other costs (D.I. 107) filed by garnishee CMS Nomeco Congo Inc., said motion to be resolved in due course.

  
United States District Judge